IN RE: PETITION FOR VARIANCE

SE/Corner Glenbauer Road at

Jerusalem Road

(12208 Glenbauer Road)
11th Election District
6th Councilmanic District

James J. DeAngelis, Jr., et ux

Petitioners

* BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

* Case No. 96-394-A

*

* * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as a Petition for Variance for that property known as 12208 Glenbauer Road, located at the corner of Jerusalem Road in Kingsville. The Petition was filed by the owners of the property, James J. DeAngelis, Jr., and his wife, Nancy J. DeAngelis. The Petitioners seek relief from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (detached garage) to be located in the side yard of a corner lot, and not within the one-third of the rear yard farthest removed from any street, and from Section 400.3 of the B.C.Z.R. to permit an accessory structure height of 22 feet in lieu of the maximum permitted 15 feet. The subject property and relief sought are more particularly described on the site plan submitted which was accepted and marked into evidence as Petitioner's Exhibit 1.

Appearing at the hearing on behalf of the Petition were James and Nancy DeAngelis, legal owners of the property. Appearing as Protestants in the matter were Harry Harger and Candace Cronauer, nearby residents of the area.

Testimony and evidence offered revealed that the subject property consists of 3.1 acres, more or less, zoned R.C. 5 and is presently unimproved. The Petitioners purchased the property approximately one year ago

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and are in the process of constructing a single family dwelling in the location shown on Petitioner's Exhibit 1. In addition to the dwelling, Mr. DeAngelis proposes to construct a detached three-car garage on the north side of the proposed driveway. Mr. DeAngelis testified that he restores old cars in his spare time and wishes to utilize the first floor of the proposed garage as a work shop for his hobby and the second floor for storage space, only. The Petitioners testified that prior to purchasing their property, they submitted plans for both the proposed dwelling and the detached garage to the Building Plans Review Committee for Jerusalem Mills and received approval of same prior to commencing construction of their home. However, due to site constraints associated with this lot, the proposed dwelling had to be situated all the way back on the property leaving very little rear yard. Mr. DeAngelis testified that the topography of the land to the rear of the property and the septic reserve area on the south side prevents the use of the rear yard or the side of the property farthest removed from either street on this corner lot for the proposed garage, and thus, a variance is necessary.

As noted above, two of the residents from the community appeared in opposition to the request. Mr. Harry Harger testified that the community of Jerusalem Mills objects to the requested variance and submitted a Petition signed by 30 of the residents from the surrounding community indicating their opposition. Furthermore, this office is in receipt of a letter dated May 16, 1996 from Nancy Hastings, President of the Greater Kingsville Civic Association, Inc., which indicates that this organization is also opposed to the requested variance. Mr. Harger testified that he is opposed to the relief requested in that a three-car garage is already attached to the dwelling and that the proposed detached garage would add

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Date

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another three bays, or a total of six garage spaces on the site. Mr. Harger is also concerned that the proposed use of the detached garage, that being to restore old automobiles, would not be in keeping with the residential character of the subject property or surrounding neighborhood.

An area variance may be granted where strict application of the zoning regulations would cause practical difficulty to the Petitioner and his property. McLean v. Soley, 270 Md. 208 (1973). To prove practical difficulty for an area variance, the Petitioner must meet the following:

- 1) whether strict compliance with requirement would unreasonably prevent the use of the property for a permitted purpose or render conformance unnecessarily burdensome;
- 2) whether the grant would do substantial injustice to applicant as well as other property owners in the district or whether a lesser relaxation than that applied for would give substantial relief; and
- 3) whether relief can be granted in such fashion that the spirit of the ordinance will be observed and public safety and welfare secured.

Anderson v. Bd. of Appeals, Town of Chesapeake Beach, 22 Md. App. 28 (1974).

After due consideration of all of the testimony and evidence presented at the hearing, I am inclined to deny the Petitioner's request for variance. The testimony presented by Petitioners was more in support of a matter of preference rather than of the necessity for the variance. Furthermore, there was insufficient evidence to allow a finding that the Petitioners would experience practical difficulty or unreasonable hardship if the requested variance were denied. The Petitioners have failed to show that strict compliance would unreasonably prevent the use of the property or be unnecessarily burdensome. Thus, the relief requested must be denied.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the requested variance must be denied.

Baltimore County this day of May, 1996 that the Petition for Variance seeking relief from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (detached garage) to be located in the side yard of a corner lot, and not within the one-third of the rear yard farthest removed from any street, and from Section 400.3 of the B.C.Z.R. to permit said accessory structure to have a height of 22 feet in lieu of the maximum permitted 15 feet, in accordance with Petitioner's Exhibit 1, be and is hereby DENIED; and,

IT IS FURTHER ORDERED that the Petitioners have thirty (30) days from the date of this Order in which to file an appeal of this decision.

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

TMK:bjs

ADER RECEIVED FOR FILINGS

IN THE MATTER OF * BEFORE THE
THE APPLICATION OF

JAMES DEANGELIS, JR., ET UX * COUNTY BOARD OF APPEALS
FOR ZONING VARIANCES ON
PROPERTY LOCATED ON THE SOUTH-* OF
EAST CORNER GLENBAUER ROAD * BALTIMORE COUNTY

(12208 GLENBAUER ROAD)
11TH ELECTION DISTRICT * CASE NO. 96-394-A
6TH COUNCILMANIC DISTRICT

ORDER OF DISMISSAL

This matter comes to this Board on appeal from a decision of the Zoning Commissioner dated May 3, 1996 in which the Petition for Variances to permit accessory detached structure to be located in side yard of corner, and to allow a height of 22' in lieu of 15' was denied.

WHEREAS, the Board is in receipt of a letter of withdrawal of appeal filed by James J. and Nancy J. DeAngelis, Appellants /Petitioners, dated February 21, 1997 (a copy of which is attached hereto and made a part hereof); and

WHEREAS, said Appellants request that the appeal filed in this matter be dismissed as of February 21, 1997;

IT IS HEREBY ORDERED this 27th day of February, 1997 by the County Board of Appeals of Baltimore County that said appeal be and the same is hereby DISMISSED.

COUNTY BOARD OF APPEALS OF BALTIMORE COUNTY

Robert O. Schuetz, Chairman

S. Dyane Levero

Zawrence/M. Stanit

James & Nancy DeAngelis 9224 Nottingwod Road Baltimore, MD 21237

February 17, 1997

Baltimore County Board of Appeals 400 Washington Avenue Room 49 Towson, Maryland 21204

RE: Case No. 96-394-A 12208 Glenbauer Road Kingsville, MD 21087

This letter is to inform you that we, the petitioners, respectfully withdraw our request for an Appeal to the May 31, 1996 denial decision for variances as applied.

If there is anything further that we are required to file, please advise.

The scheduled hearing date is April 3, 1997 and we would like to avoid any further inconvenience to any and all parties involved.

Thank you very much for your understanding and patience.

Sincerely,

James J. DeAngelis

Nancy J. De Angelis

cc: file



County Board of Appeals of Baltimore County

OLD COURTHOUSE, ROOM 49 400 WASHINGTON AVENUE TOWSON, MARYLAND 21204 (410) 887-3180

February 27, 1997

Mr. and Mrs. James DeAngelis, Jr. 9224 Nottingwood Road Baltimore, MD 21237

RE: Case No. 96-394-A James J. DeAngelis, Jr., et ux

Dear Mr. & Mrs. DeAngelis:

Enclosed please find a copy of the Order of Dismissal issued this date by the County Board of Appeals of Baltimore County in the subject matter.

Very truly yours,

Charlette E. Railchiffe for Kathleen C. Bianco Legal Administrator

encl.

cc: Harry Harger

Nancy Hastings, President

The Greater Kingsville Civic Association

Dennis Bolt

Charlotte W. Pine, Esquire

People's Counsel for Baltimore County

Pat Keller Ax

Arnold Jablon, Director /PDM

Lawrence E. Schmidt Virginia W. Barnhart, County Attorney

Baltimore County Government Zoning Commissioner Office of Planning and Zoning



Suite 112 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

May 31, 1996

Mr. & Mrs. James J. DeAngelis, Jr. 9224 Nottingwood Road Baltimore, Maryland 21237

RE: PETITION FOR VARIANCE

SE/Corner Glenbauer Road at Jerusalem Road

(12208 Glenbauer Road)

11th Election District - 6th Councilmanic District

James J. DeAngelis, Jr., et ux - Petitioners

Case No. 96-394-A

Dear Mr. & Mrs. DeAngelis:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Variance has been denied in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Zoning Administration and Development Management office at 887-3391.

Very truly yours,

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

TMK:bjs

cc: Mr. Harry Harger, 12200 Glenbauer Road, Kingsville, Md. 21087
Ms. Candace Cronauer, 12209 Glenbauer Road, Kingsville, Md. 21087

Ms. Nancy Hastings, President, The Greater Kingsville Civic Assoc. P.O. Box 221, Kingsville, Md. 21087

People's Counsel

File

MICROFILMED

RE:	PETIT	ION FO	R VARI	ANCE			*		BEFORE '	THE	
Jeru	salem	and Gl	enbaue	r Road	tersect ds, 11t	h	*		ZONING (COMMIS	SIONER
					cilman: -	ic	*		OF BALT	IMORE	COUNTY
Jame	es and Petit	Nancy ioner	DeAnge	elis,	Jr.		*		CASE NO	. 96-3	194-A
*	*	*	*	*	*	*	*	*	*	*	*

ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the above-Notice should be sent of any hearing dates or other captioned matter. proceedings in this matter and of the passage of any preliminary or final Order.

PETER MAX ZIMMERMAN

People's Counsel for Baltimore County

role S. Demilio

Reter Max Timmernan

CAROLE S. DEMILIO

Deputy People's Counsel Room 47, Courthouse 400 Washington Avenue Towson, MD 21204 (410) 887-2188

the foregoing Entry of Appearance was mailed to James and Nancy DeAngelis, Jr., 9224 Nottingwood Road, Baltimore, MD 21237, Petitioners.

Peter Max Zimmeinan



Petition for Variance

to the Zoning Commissioner of Baltimore County

- Q1	ior the property located	dat 12208 GIENBAUER RD.
76	-379-H	which is presently zoned RC-5
	shall be filed with the Office of Zoning Admed, legal owner(s) of the property situate in the a part hereof, hereby petition for a Varian	ministration & Development Management. Baltimore County and which is described in the description and plat attached noe from Section(e)
of the Zoning R practical difficu	Regulations of Baltimore County, to the Zonia lty) CATTON OF DRAW FILES	ng Law of Baltimore County; for the following reasons: (indicate hardship or
z) . ₇₀	ON THE BACK OF THE	PEQUIRES THE HOUSE TO BE PLACED HIGH
3 70	THE HOUSE LEVELLE BY	THE PLACEMENT OF A GARAGE I STORY ABOUT
I, or we, agree	to be posted and adventised as pre	SHOWN ON ATTACHED DEAWNING. escribed by Zoning Regulations. sing, posting, etc., upon filing of this petition, and further agree to and are to imore County adopted pursuant to the Zoning Law for Baltimore County.
Contract Purchaser/L		I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.
contract Furchaser/L	essee:	Legal Owner(s):
(Type or Print Name) Signature		TAMES J. DE ANGELIS JR. (Type of Print Name) Runes of A angelis for a
Address		ALANCY J. DEANSEL'S (Type or Print Name) ALANCY J. DEANSEL'S
ttorney for Petitioner: ype or Print Name)	State Zipcode	9224 Nottalgwood RD. 391-3772 W 391-8988 H Address Phone No
ignature		City State Zipcode Name, Address and phone number of representative to be contacted.
ddress	Phone No.	JIM DE ANGELIS
ilty	State Zipcode	9224 NOTTINGWOOD RD 391-3772 Address Phone No. 391-8988
	April Admi	ESTIMATED LENGTH OF HEARING unavailable for Hearing
Printed with Soyl on Recycled (Paper MICROFILMED	ALLOTHER
	INIONOLITIMED Security	390

BH/3n

96-394-A

To allow an accessory structure to be located in the side yard of a corner lot and not within the one-third of the rear yard farthest removed from any street as required by BCZR Section 400.1 and ZOPM Section 400.1.d, pg. 4-1.1, and to allow an accessory structure with a height of 22' in lieu of the permitted 15' (400.3, BCZR).

390

ZONING DESCRIPTION FOR 12208 Glenbauer Road, Kingsville, MD 21087

Beginning at a point on the EAST side of Glenbauer Road which is 50' of right-of-way width at the distance of 30' South of the centerline of the nearest intersecting street JERUSALEM ROAD which is 60' right-of-way width.

Being Lot #5 of the Subdivision JERUSALEM MILLS and recorded in Land Records of Baltimore County in Plat Book SM No. 61, folio 135 containing 3.1018 AC. Also known as 12208 Glenbauer Road and located in the _//_ Election District, ______ Councilmanic District.

3 90

ZONING DEPARTMENT OF BALTIMORE COUNTY 96-394-A

District //	The state of the s	74/19/2.
Posted for	MAY 17, 1996 HEARING	
Petitioner:	AMES DEANGELIS, SR. et ux	, v ×
Location of property.	Location of property. LEE UP GLENISHUER RD	8
Location of Ague.	Fecing Madalog on Japanty being sound	Donat pris
Remarks:		
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Mumber of Signs:		MICROFILMED



of the Zonning Act and Yoguda toppedy, the maning on the property, the maning on the Room 105 of the County Of-Ros Building, 1117 W. Chest-Rayland 21204 of Room Washington Avenue, Towson, Washington Avenue, Towson, Washington Avenue, Towson, Washington Avenue, Towson,

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LOWNERVE E. SCHMIDT.

Loning Commissioner for
Relationer Commy
NOTES. (1) Hearings are
special accommodations. Please Call 887-3353.

(2) For information concerning the He and/or Hearing.

Please Call 887-3353. 4265 April 25

CERTIFICATE OF PUBLICATION

TOWSON, MD., -

published in THE JEFFERSONIAN, a weekly newspaper published __successive THIS IS TO CERTIFY, that the annexed advertisement was in Towson, Baltimore County, Md., once in each of weeks, the first publication appearing on _

THE JEFFERSONIAN.

LEGAL AD. - TOWSON

MICROFILMED

BALTIMO... COUNTY, MARYLAND

OFFICE OF FINANCE - REVENUE DIVISION

MISCELLANEOUS CASH RECEIPT

DATE 6/7/96 ACCOUNT R-001-6150

AMOUNT \$ 210.00

RECEIVED

FROM:

Variance Appent \$ 175.00

FOR: Posting of 5ign 35.00

MICROFILMED 03A91#0454MICHRC \$210.00

BA COO2:08PM06-07-96

VALIDATION OR SIGNATURE OF CASHIER

WHITE-CASHIER PINK-AGENCY YELLOW-CUSTOMER

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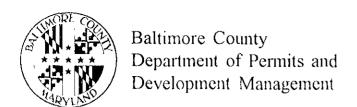
Case No. 96-394-A

JAMES J. DEANGELIS, JR., ET UX - Petitioner

SE/Corner Glenbauer Road at Jenusalem Road (12208 Glenbauer Road)

1th Election District Appealed: 6/5/96

MIGROFILMED



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County.

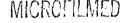
This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements.

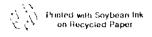
PAYMENT WILL BE MADE AS FOLLOWS:

- 1) Posting fees will be accessed and paid to this office at the time of filing.
- 2) Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

ARNOLD JABLON, DIRECTOR
For newspaper advertising:
Ttem No.: 390 Petitioner: JAMES DEANGELIS JR.
Location: 12208 GLENBAUER Po. KING-SVILLE Md. 21087
PLEASE FORWARD ADVERTISING BILL TO:
NAME: JAMES DEMNUELIS JR.
ADDRESS: 1220 9224 NOTTINGWOOD RO.
BALTO, Md. 21237
PHONE NUMBER: 391-8988





Plat to accompany Petition for Zoning Variance PROPERTY ADDRESS: Subdivision name: plat book#,folio#,lot#,section# OWNER:	riance Special Hearing
	LOCATION INFORMATION Election District: Councilmanic District:
	T=200' scale map#: Zoning: Lot size:
	SEWER: WATER: Chesapeake Bay Critical Area: Prior Zoning Hearings:
North	Zoning (
date: Scale of Drawing: 1'=	

TO: PUTUXENT PUBLISHING COMPANY
April 25, 1996 Issue - Jeffersonian

Please foward billing to:

James DeAngelis, Jr. 9224 Nottingwood Road Baltimore, MD 21237 391-8988

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore
County, will hold a public hearing on the property identified herein in
Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204

Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 96-394-A (Item 390)
12208 Glenbauer Road
EC intersection Jerusalem and Glenbauer Roads
11th Election District - 4th Councilmanic
Legal Owner(s): James J. DeAngelis, Jr. and Nancy J. DeAngelis

Variance to allow an accessory structure to be located in the side yard of a corner lot and not within the one-third of the rear yard farthest removed from any street and to allow an accessory structure with a height of 22 feet in lieu of the permitted 15 feet.

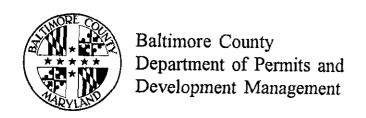
HEARING: FRIDAY, MAY 17, 1996 at 11:00 a.m. in Room 106, County Office Building.

LAWRENCE E. SCHMIDT ZONING COMMISSIONER FOR BALTIMORE COUNTY

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353.

(2) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, PLEASE CALL 887-3391.

MIGROFILLIED



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

April 17, 1996

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore
County, will hold a public hearing on the property identified herein in
Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204

Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 96-394-A (Item 390)

12208 Gienbauer Road

EC intersection Jerusalem and Glenbauer Roads 11th Election District - 4th Councilmanic

Legal Owner(s): James J. DeAngelis, Jr. and Nancy J. DeAngelis

Variance to allow an accessory structure to be located in the side yard of a corner lot and not within the one-third of the rear yard farthest removed from any street and to allow an accessory structure with a height of 22 feet in lieu of the permitted 15 feet.

MEARING: FRIDAY, MAY 17, 1996 at 11:00 a.m. in Room 106, County Office Building.

Arnold Jablon Director

James and Nancy DeAngelis

NOTES: (1) ZONING SIGN & POST MUST BE RETURNED TO RM. 104, 111 W. CHESAPEAKE AVENUE ON THE HEARING DATE.

(2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353.

(3) FOR INFORMATION CONCERING THE FILE AND/OR HEARING, CONTACT THIS OFFICE AT 887-3391.

MICROFILMED





County Board of Appeals of Baltimore County

OLD COURTHOUSE, ROOM 49 400 WASHINGTON AVENUE TOWSON, MARYLAND 21204 (410) 887-3180

Hearing Room - Room 48
Old Courthouse, 400 Washington Avenue

September 18, 1996

NOTICE OF ASSIGNMENT

NO POSTPONEMENTS WILL BE GRANTED WITHOUT GOOD AND SUFFICIENT REASONS. REQUESTS FOR POSTPONEMENTS MUST BE IN WRITING AND IN STRICT COMPLIANCE WITH RULE 2(b). NO POSTPONEMENTS WILL BE GRANTED WITHIN FIFTEEN (15) DAYS OF SCHEDULED HEARING DATE UNLESS IN FULL COMPLIANCE WITH RULE 2(c), BOARD'S RULES OF PRACTICE & PROCEDURE, APPENDIX C, BALTIMORE COUNTY CODE.

CASE NO. 96-394-A

PP'd with po plan. Hospan.

JAMES J. DeANGELIS, JR., ET UX -Petitioners SE/corner Glenbauer Road at Jerusalem Road (12208 Glenbauer Road) 11th Election District 6th Councilmanic District

VAR -To permit accessory detached structure (garage) to be located in side yard of corner lot and not within 1/3 of rear yard farthest from any street; accessory structure height of 22' in lieu of maximum permitted 15'.

5/03/96 -Z.C.'s Order in which Petition for Variance is DENIED.

ASSIGNED FOR:

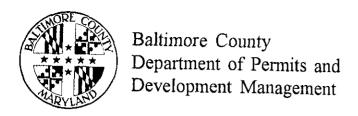
WEDNESDAY, NOVEMBER 27, 1995 at 10:00 a.m.

cc: Mr. and Mrs. James J. DeAngelis Appellant /Petitioner

Harry Harger
Candace Cronauer
Nancy Hastings, President
The Greater Kingsville Civic Association
Dennis Bolt
People's Counsel for Baltimore County
Pat Keller /Planning Director
Timothy Kotroco
Arnold Jablon, Director /PDM
Virginia W. Barnhart, County Attorney

MICROFILMED

Kathleen C. Bianco Legal Administrator



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

May 10, 1996

James and Nancy DeAngelis 9224 Nottingwood Road Baltimore, MD 21237

RE: Item No.: 390

Case No.: 96-394-A

Petitioner: James DeAngelis, et ux

Dear Mr. and Mrs. DeAngelis:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on April 26, 1996.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Joyce Watson in the zoning office (887-3391).

Sincerely,

W. Carl Richards, Jr.

Zoning Supervisor

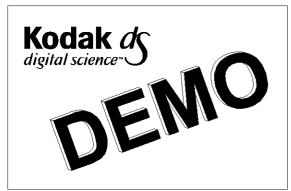
WCR/jw
Attachment(s)

Baltimore County Government Fire Department



700 East Joppa Road Towson, MD 21286-5500 Office of the Fire Marshal (410) 887-4880

DATE: 04/18/96



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ELOW

FING OF APRIL 22, 1996.

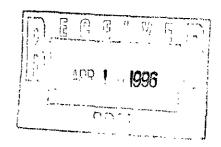
Item No.: SEE BELOW

Zoning Agenda:

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

8. The Fire Marshal's Office has no comments at this time.
IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:389,390,391,392,393,394,
395,397 AND 398.



REVIEWER: LT. ROBERT P. SAUERWALD

Fire Marshal Office, PHONE 887-4881, MS-1102F

cc: File

Printed with Soybean Ink
on Recycled Paper

MICROFILMED

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: April 26, 1996

Department of Permits & Development

Management

Robert W. Bowling, Chief
Development Plans Review Division Department of Permits & Development

Management

SUBJECT:

Zoning Advisory Committee Meeting

for April 29, 1996

Item Nos/ 390, 292, 394, 395, 397

The Development Plans Review Division has reviewed the subject zoning item, and we have no comments.

RWB:DAB:jrb

cc: File



David L. Winstead Secretary Hal Kassoff Administrator

Ms. Joyce Watson Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

RE:

Baltimore County Item No. 390 (TCM)

Dear Ms. Watson:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

545-5581 Please contact Bob Small at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours, Bob Small

Ronald Burns, Chief

Engineering Access Permits

BS/es

MICROFILMED

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE

T0:

ZADM

DATE: 4-23-96

FROM:

DEPRM

Development Coordination

SUBJECT: Zoning Advisory Committee Agenda: 4-22-96

The Department of Environmental Protection & Resource Management has no comments for the following Zoning Advisory Committee Items:

Item #'s:

396

397

398

LS:sp

LETTY2/DEPRM/TXTSBP

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

DATE: April 17, 1996

TO:

Arnold Jablon, Director

Permits and Development

Management

FROM:

Pat Keller, Director

Office of Planning

SUBJECT:

Petitions from Zoning Advisory Committee

The Office of Planning has no comments on the following petition(s):

Item Nos. 389 (390,) 391, 392, 393, and 395

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3480.

Prepared by:

Division Chief:

PK/JL



Baltimore County
Department of Permits and
Development Management

Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

June 10, 1996

Mr. Harry Harger 12200 Glenbauer Road Kingsville, MD 21087

Ms. Candace Cronauer 12209 Glenbauer Road Kingsville, MD 21087

Ms. Nancy Hastings, President The Greater Kingsville Civic Assoc. P.O. Box 221 Kingsville, MD 21087

RE: Petition for Variance
SE/Corner Glenbauer Road
at Jerusalem Road
(12208 Glenbauer Road)
11th Election District
6th Councilmanic District
James J. DeAngelis, Jr.,
et ux - Petitioner
Case No. 96-394-A

Dear Mr. Harger, Ms. Cronauer, and Ms. Hastings:

Please be advised that an appeal of the above-referenced case was filed in this office on June 5, 1996 by James and Nancy DeAngelis. All materials relative to the case have been forwarded to the Baltimore County Board of Appeals, (Board).

If you have any questions concerning this matter, please do not hesitate to call 887-3180.

Sincerely,

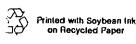
ARNOLD JABLON

Director

AJ:rye

cc: People's Counsel

MICROFILMED



APPEAL

Petition for Variance
SE/Corner Glenbauer Road at Jerusalem Road
(12208 Glenbauer Road)

11th Election District - 6th Councilmanic District
Case No. 96-394-A
James J. DeAngelis, Jr., et ux - Petitioner(s)

Petition for Variance

Description of Property

Certificate of Posting

Certificate of Publication

Zoning Plans Advisory Committee Comments

Protestant(s) Sign-In Sheet

Petitioner's Exhibits: 1 - Plan to accompany Variance

2 - Photocopy of property

Two Miscellaneous Correspondences

Zoning Commissioner's Order dated May 3, 1996 (DENIED)

Notice of Appeal received on June 5, 1996 from James and Nancy DeAngelis

cc: Mr. Harry Harger, 12200 Glenbauer Road, Kingsville, MD 21087

Ms. Candace Cronauer, 12209 Glenbauer Road, 21087

Ms. Nancy Hastings, President, The Greater Kingsville Civic Assoc., P.O. Box 221, 21087

Mr. and Mrs. James J. DeAngelis, Jr., 9224 Nottingwood Road, Baltimore, MD 21237

People's Counsel of Baltimore County, M.S. 2010

Request Notification: Timothy Kotroco, Deputy Zoning Commissioner

Arnold Jablon, Director of PDM

9/18/96 -Notice of Assignment for hearing scheduled for Wednesday, November 27, 1996 at 10:00 a.m. sent to following:

Mr. and Mrs. James J. DeAngelis
Harry Harger
Candace Cronauer
Nancy Hastings, President
The Greater Kingsville Civic Association
People's Counsel for Baltimore County
Pat Keller /Planning Director
Timothy Kotroco
Arnold Jablon, Director /PDM
Virginia W. Barnhart, County Attorney

- 11/27/96 -Hearing convened and adjourned for purpose of postponement to Thursday, April 3, 1997 at 10:00 a.m. for reasons as stated on the record. Availability of parties confirmed for 4/03/97 date.
 - Notice of PP and Reassignment sent to parties for Thursday, April 3, 1997 at 10:00 a.m.
- 2/21/97 -Withdrawal of appeal filed by Mr. & Mrs. DeAngelis, Appellants /Petitioners; to be dismissed; Order of Dismissal to be issued by CBA.

Julia

James & Nancy DeAngelis 9224 Nottingwood Road Baltimore, MD 21237 (410)391-8988

June 3, 1996

COUNTY BOARD OF APPEALS
Arnold Jablon
Director
Zoning Administration and
Development Management
111 W. Chesapeake Avenue
Baltimore County Office Building
Towson, MD 21204

MS 1105

RE: Petition for Appeal
Case No. 96-394A
12208 Glenbauer Road
11th. Election District - 6th. Councilmanic District

Please enter our request for an appeal to the decision rendered on the above-captioned matter. The date of notification of an unfavorable decision was May 31, 1996.

Thank you for your consideration.

Sincerely,

James Vy

Vancy J DeAn

... 1885 1996



The Greater Kingsville Civic Association, Inc.

P.O. BOX 221 KINGSVILLE, MARYLAND 21087

May 16, 1996

Mr. Timothy Katrocco Deputy Zoning Commissioner Old Court House, Suite 112 400 Washington Avenue Towson, Maryland 21204

Ref: Case #96-394-A, 11th Election District 12208 Glenbauer Road, Kingsville, Maryland

Dear Mr. Katrocco:

Please be informed that the board of directors of The Greater Kingsville Civic Association, Inc., voted unanimously at its last meeting on May 15, 1996, to oppose the requested variance in the above captioned case. There is no hardship in this matter and if granted would set a detrimental precedent for the community.

Thank you for your consideration.

Very truly yours,

Hancy Hastings

Nancy Hastings

President

Board of Appeals Old Court House Room 49 Towson MD. Attn. Cathy Bianco

Re. Case No. 96-394-A

Please notify me, regarding Zoning Appeal Case No. 96-394-A, of the public hearing date as well as the final order from the hearing.

Thank you, Dennis Bolt 9114 Perryvale Rd. Baltimore, MD. 21236-1928

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director DATE: November 18, 1997

Permits & Development Management

FROM: Charlotte E. Radcliffe

County Board of Appeals

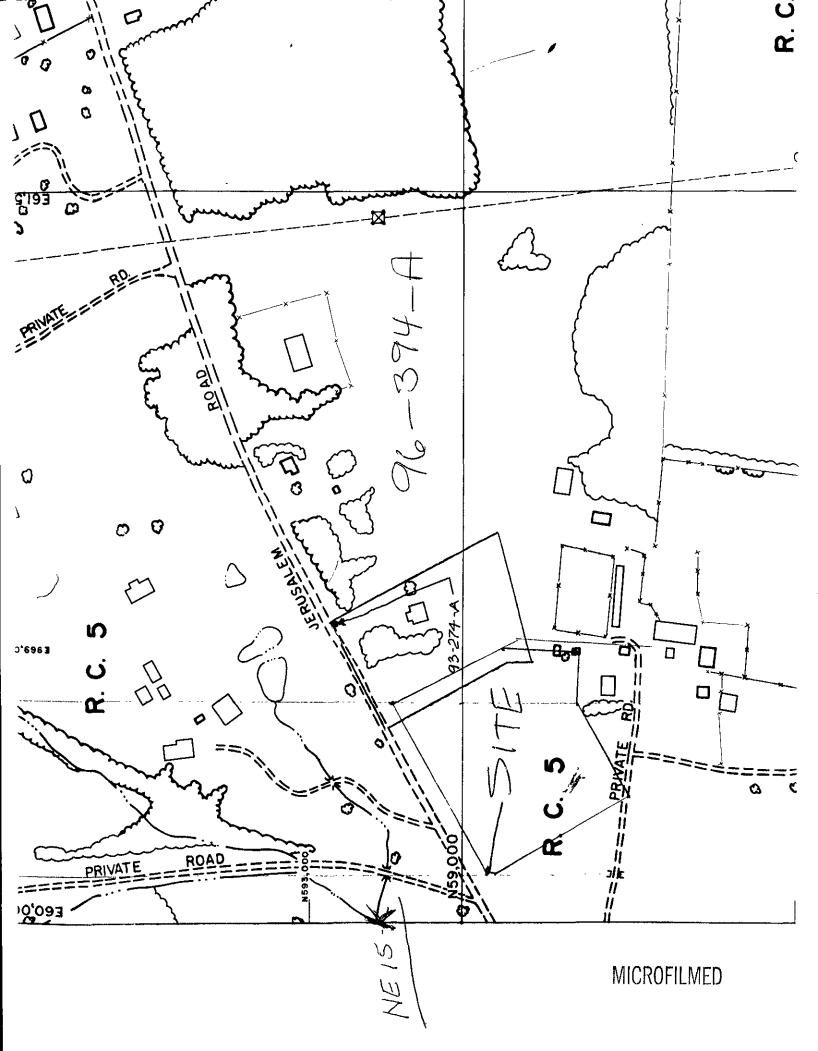
SUBJECT: Closed File: Case No. 96-394-A

JAMES DeANGELIS, JR., ET UX

11th E; 6th C

As no further appeals have been taken in the above captioned case, which was dismissed by Order dated February 27, 1997, we are hereby closing the file and returning same to you herewith.

Attachment (Case File No. 96-394-A)



We the undersigned, as members of the immediate neighborhood oppose the proposed zoning variance and ask that such variance be denied, and the reasons therefore stated:

- 1. Such variance is a violation of Article V, section 1 of the Jersalem Mills Declaration of Covenant and Restrictions.
- 2. Said Covenant and Restrictions apply to all and must be enforced upon the property for which the zoning variance is requested .
- 3. The current property owners at Jersalem Mills here agreed to the strenuous covenant and restrictions.
- 4. The current property owners have come to rely upon the enforcement of such restrictions so that the so that the neighborhood retains its ecstatically pleasing appearance , and that deviations from that will deny us of what we have already bargained for .
- 5. That Jersalem Mills has designed for residential use only, and that any variance accommodating a commercial activity,

Many Rosaris Saner Schatt

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Herry Horger Drang Schoffstall

Catherine Harger However Schoffstall

Stately Semms Eraw Posorio

Judith Kuhl Andrew Kialamas

Robert Schoffstel Joanna Leulamas

DATE:	//	127/	96

PEOPLE'S COUNSEL'S SIGN IN SHEET

CASE: JAMES DE ANGELIS, UR.

P.C. Exh

The Office of People's Counsel was created by County Charter to participate in zoning matters on behalf of the public interest. While it does not actually represent community groups or protestants, it will assist in the presentation of their concerns if they do not have their own attorney. If you wish to be assisted by People's Counsel, please sign below.

	,	L
Check if you	Name/Address	(Community Group You Represent?)
wish to testify.	Phone No.	Basis of Your Concerns
	Harry Harger Kingsville,	
	12200 Clenbau or Rd Md D1887	Will testify
	Douald J OasTer	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
	12120 Glenbaver Rd 21087	
	Sonia L DASTERD,	
	12120 Glenbauer Rd	
	KOBBIN PLACEK 12202 GLEVBAUER RD	
	JAMES A. Simms	
\checkmark	12118 GLENBAUER ROAD	
	Deborah Zink	
	12/07 Glenbaue PRIL	
	Phyllis Kow Alewski Idlio Glen baver RD.	
	12110 GIEN BAUERRD.	
/	JOSEPH A. STUMBROSKI 210 Glenbruer RD. KINGSUINE, M.O. 21087	
	Nancy Hastings 7714 Buck Hill Rd	
<i>V</i>	Greater Kingsville Civic Assoc.	GKCA
	LEIGH KELLER PIO BOX 174	
	JERUSAIEM P.B. KINGSUILLE	
	Charlotte Pine Esa	
	604 Baldo A've TOUSON	
•		
		MICROFILMED

P.C. 2+ ID.

AFFIDAVIT

STATE OF MARYLAND BALTIMORE COUNTY, SS:

TO WIT:		•
I hereby swear upon pena	lty of perjury th	at I am currently a
duly elected member of the (Bo		
of the Breater Kingamille (ivie .	Association., luc
U		
	The Greater	Kingwille
ATTEST:	Civici	Association
Le W. Christober	Many Hast	ngo
4		
DATE: 1001. 26. 1996		

That the position of the Lheater Kengeville Association as adopted by the (Board (Zoning Committee) on the zoning matter known as: of Directors) Case No. 96-394-A James J. De Angelia, Jr. ET UX - Petitioners 5/E Corner Glenbauer Road at Jerusalen Road (12208 Glenbauer Road) 18 that: At the May 15, 1996 board meeting of the Greater Kingwille Circi Association a motion was made, seconded and passed to support the residents of Jerusalen Mila in their opposition of the variance request to build an additional three bay garage 22 feet OUR HANDS AND SEAL THIS 26th ____, 19 <u>96</u> .

Secretary Many Lastings

Secretary President

Greater Kingwille Circi Association

The Greater Kingwille Civic ASSOCIATION, Ise.

ATTEST:

The Greater Kingwille Cir	ASSOCIATION , J.] Phe: ,
---------------------------	------------------	-------------

RESOLVED: That a	t the <u>months</u>	4	meeting (of the
Greater Kingwille Co	via 6	/ Associ	ation he:	ld or
November 20, 1991				
Association that respons				
matters for the period _	November 1996 Th	hu Sexton	1997	be
placed in the (Board of D	Directors) (Zonin	g Committe	e) consist	ing of
the following members:			•	
	Maney Hastings	ي		
,				
		•		
Movember 26, 19	iands and seal <u>96</u>	THIS	da da	y of
ATTEST:	Greater Kin	gavella Civ	ن Associa	tion
~				
Secretary	- Pancy	Heatings		

1

Special Hearing see pages 5 & 6 of the CHECKLIST for additional required information LOCATION INFORMATION Zoning Office USE ONLY! 1'=200' scale map#: NE 15-K SEWER: WATER: Square feet scale: 1"=1000" Chesapeake Bay Critical Area: Vicinity Map Prior Zoning Hearings: NONE Election District: / 4 Councilmanic District: 🔑 390 acreage **()** reviewed by: Zoning: Plat to accompany Petition for Zoning Nariance Set Cx H-168-96. 155 Scale of Drawing: 1"= 100' GLENBAUER RD OWNER: JAMES & NANCY DEAVISEUS MILLS plat book & 461, tolio # 135, jot # 5, section# 'ST 3 13308 284 JERUSALEM 25 PROPERTY ADDRESS: Subdivision name: date: 04-08-96 prepared by: North MICROFILMED

Special Hearing see pages 5 & 6 of the CHECKLIST for additional required information LOCATION INFORMATION Zoning Office USE ONLY! 1"=200' scale map#: NE 15-1 CASE#: WATER: square teet SEWER: scale: 1"=1000" Chesapeake Bay Critical Area: Vicinity Map Prior Zoning Hearings: NONE 390 Councilmanic District: 4 Election District: / 4 acreage reviewed by: Zoning: Plat to accompany Petition for Zoning Nariance かか H-468-96 155 Scale of Drawing: 1"=_ 12208 GLENBAUER RD \$ OWNER: JAMES & NANCY DEAVISEUS B plat book & Mol , tolio# 135 , lot# 5 , section# 3 JERUSALEM 25 PROPERTY ADDRESS: Subdivision name: date: 04-08-96 prepared by: North É MICROFILMED

Towson, Maryland 21204 111 West Chesapeake Avenue County Office Building Development Processing

Development Management Department of Permits and Baltimore County

РРОСЕДИЯЕ	3	DILBEMENTS	<u> अस</u>	POSTING	QNA	PDVERTISING	HEARING	CONTING
						military and contract to	~>>- ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~	~11.111.00

deneral circulation in the County, on the property and placement of a notice in at least one newspaper of require a public hearing, this notice is accomplished by posting a sign is the subject of an upcoming zoning hearing. For those petitions which deneral public/neighboring property owners relative to property which Baltimore County soning regulations require that notice be given to the

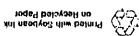
the costs associated with these requirements. advertising are satisfied. However, the petitioner is responsible for This office will ensure that the legal requirements for posting and

PAYMENT WILL BE MADE AS FOLLOWS:

- time of filing. Posting fees will be accessed and paid to this office at the (t
- trom and should be remitted directly to the newspaper. Billing for legal advertising, due upon receipt, will come (7

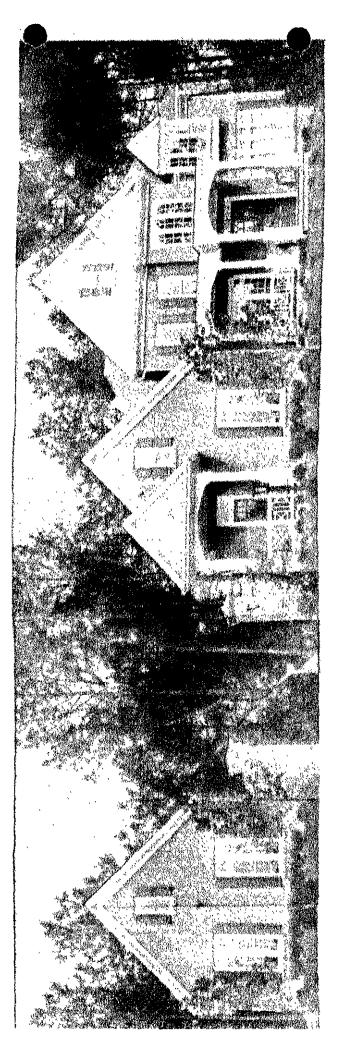
NON-PAYMENT OF ADVERTISING FKES WILL STAY ISSUANCE OF ZONING ORDER.

рнои вимиев: 10-391-8988
TEGIS ON OTHER
ADDRESS GASH NOTTING WOOD P.
NAME: JAMES & VAUCY DEAUGEUS
PLEASE FORWARD ADVERTISING BILL TO:
Location:
Ttem No.: Petitioner:
For newspaper advertising:
PRIOLD JABLON, DIRECTOR



Jahrredis Decidence 17799 Circuit





Of Ux #2

MICROFILMED



County Board of Appeals of Baltimore County

OLD COURTHOUSE, ROOM 49 400 WASHINGTON AVENUE TOWSON, MARYLAND 21204 (410) 887-3180

Hearing Room - Room 48
Old Courthouse, 400 Washington Avenue

November 27, 1996

NOTICE OF POSTPONEMENT & REASSIGNMENT

NO POSTPONEMENTS WILL BE GRANTED WITHOUT GOOD AND SUFFICIENT REASONS. REQUESTS FOR POSTPONEMENTS MUST BE IN WRITING AND IN STRICT COMPLIANCE WITH RULE 2(b). NO POSTPONEMENTS WILL BE GRANTED WITHIN FIFTEEN (15) DAYS OF SCHEDULED HEARING DATE UNLESS IN FULL COMPLIANCE WITH RULE 2(c), BOARD'S RULES OF PRACTICE & PROCEDURE, APPENDIX C, BALTIMORE COUNTY CODE.

CASE NO. 96-394-A

opplet 197

JAMES J. DeANGELIS, JR., ET UX -Petitioners SE/corner Glenbauer Road at Jerusalem Road (12208 Glenbauer Road) 11th Election District 6th Councilmanic District

VAR -To permit accessory detached structure (garage) to be located in side yard of corner lot and not within 1/3 of rear yard farthest from any street; accessory structure height of 22' in lieu of maximum permitted 15'.

5/03/96 -Z.C.'s Order in which Petition for Variance is DENIED.

which was scheduled for hearing on November 27, 1996 was POSTPONED on the record that date; and has been

REASSIGNED FOR:

THURSDAY, APRIL 3, 1997 at 10:00 a.m.

cc: Mr. and Mrs. James J. DeAngelis

Appellant /Petitioner

Harry Harger
Candace Cronauer
Nancy Hastings, President
The Greater Kingsville Civic Association
Dennis Bolt
Charlotte W. Pine, Esquire

People's Counsel for Baltimore County
Pat Keller /Planning Director
Timothy Kotroco
Arnold Jablon, Director /PDM
Virginia W. Barnhart, County Attorney

MICROFILMED

Kathleen C. Bianco Legal Administrator

PROTESTANT(S) SIGN-IN SHEET

NAME	ADDRESS
Harry Harger	12200 Glenbauer Rd. 2108
Harry Harger Condace cronauer	12209 Glentrauer Rd. 2105
·	
· 	



Baltimore County Zoning Commissioner
Office of Planning and Zoning
Suite 112 Courthouse
400 Washington Avenue
Towson, Maryland 21204

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Printed with Soybean Ink